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9061 Wall Street, N W Massillon, OH 44646-1676

Telephone (330) 830-1555 Facsimile (330) 830-0266 E-mail paulmilliken@sssnet.com

<u>FAX TRANSMITTAL</u>

Date: October 29, 2004

Paul E Milliken

Patent and Trademark Attorney

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TO: COMMISSIONER FOR PATENTS, PO BOX 1450,

ALEXANDRIA, VA 22313-1450

ATTENTION: EXAMINER SARA S CLARKE, ART UNIT 3749

FAX NUMBER: (703) 872-9306

FROM:

PAUL MILLIKEN

If you do not receive any of the pages, please call Paul Milliken (330) 830-1555,

MESSAGE:

RE:

Inventor: Douglas Hadfield

FIREPLACE AND FIREBACK THEREFOR (Docket No. P385)

US SERIAL NO. 10/680,834 FILED: 10/07/2003

In response to Notice of Non-Compliant Amendment dated 10/25/2004, transmitted herewith is Revised Enclosure (B) of Amendment (A).

The status identifier of the appropriate claims has been changed from (amended) to (currently amended).

Please substitute Revised Enclosure (B) for previously submitted Enclosure (B).

Respectfully submitted,

Ermen Ken Paul E Milliken

Attorney for Applicant

Certificate of Transmittal

I hereby certify that this correspondence is being facsimile transmitted to the US Patent and Trademark Office (Fax No. (703) 872-9306) on October 29, 2004.

Paul E Milliken Dimilikan